



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD
OFFICE OF THE GENERAL COUNSEL
Washington, D.C. 20570

August 14, 2001

Re: American Institute of Physics
Case No. 5-CA-29366

Kirsten Lea Doolittle, Esq.
Dickstein, Shapiro Morin & Oghinsky, LLP
2101 L Street, N.W.
Washington, D.C. 20036-1526

Dear Ms. Doolittle:

This is in response to your request for reconsideration postmarked August 7, 2001, of our June 29, 2001 decision sustaining the Regional Director's refusal to issue complaint in the above-captioned matter.

Your request must be rejected as untimely filed under Section 102.19(c) of the Board's Rules & Regulations which, in pertinent part, provides:

A motion for reconsideration of the decision must be filed within 14 days of service of the decision, except as hereinafter provided, and shall state with particularity the error requiring reconsideration. A motion for reconsideration based upon newly discovered evidence which has become available only since the decision on appeal shall be filed promptly on discovery of such evidence.

Inasmuch as your request for reconsideration did not meet the timeliness requirements of Section 102.19(c) and since nothing contained in your request constitutes "newly discovered evidence" within the meaning of that Section, your request for reconsideration is denied and this matter is considered closed.

Sincerely,

Arthur F. Rosenfeld
General Counsel

By Yvonne T. Dixon
Yvonne T. Dixon, Director
Office of Appeals

cc: Director, Region 5

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